

UNITED STATES DISTRICT COURT  
DISTRICT OF PUERTO RICO

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In re:

PROMESA

Title III

THE FINANCIAL OVERSIGHT AND  
MANAGEMENT BOARD FOR PUERTO RICO,

as representative of

No. 17 BK 3283-LTS

THE COMMONWEALTH OF PUERTO RICO, *et al.*, (Jointly Administered)

Debtors.<sup>1</sup>

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**JOINT INFORMATIVE MOTION REGARDING OMNIBUS MOTION OF PUERTO  
RICO ELECTRIC POWER AUTHORITY FOR ENTRY OF AN ORDER (A)  
AUTHORIZING PREPA TO REJECT CERTAIN POWER PURCHASE AND  
OPERATING AGREEMENTS, AND (B) GRANTING RELATED RELIEF**

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To the Honorable United States District Judge Laura Taylor Swain:

Pursuant to the Court’s *Order Regarding Procedures for September 16-17, 2020 Omnibus Hearing* [Case No. 17-3283, ECF No. 14202], the Financial Oversight and Management Board for Puerto Rico (the “Oversight Board”), as representative of the Commonwealth of Puerto Rico (the “Commonwealth”) pursuant to section 315(b) of the *Puerto Rico Oversight, Management, and Economic Stability Act* (“PROMESA”),<sup>2</sup> the Puerto Rico Fiscal Agency and Financial Advisory

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<sup>1</sup> The Debtors in these Title III Cases, along with each Debtor’s respective Title III case number and the last four (4) digits of each Debtor’s federal tax identification number, as applicable, are the (i) Commonwealth of Puerto Rico (“Commonwealth”) (Bankruptcy Case No. 17-BK-3283- LTS) (Last Four Digits of Federal Tax ID: 3481); (ii) Puerto Rico Sales Tax Financing Corporation (“COFINA”) (Bankruptcy Case No. 17-BK-3284-LTS) (Last Four Digits of Federal Tax ID: 8474); (iii) Puerto Rico Highways and Transportation Authority (“HTA”) (Bankruptcy Case No. 17-BK-3567-LTS) (Last Four Digits of Federal Tax ID: 3808); (iv) Employees Retirement System of the Government of the Commonwealth of Puerto Rico (“ERS”) (Bankruptcy Case No. 17-BK-3566-LTS) (Last Four Digits of Federal Tax ID: 9686); (v) Puerto Rico Electric Power Authority (“PREPA”) (Bankruptcy Case No. 17-BK-4780-LTS) (Last Four Digits of Federal Tax ID: 3747); and (vi) Puerto Rico Public Buildings Authority (“PBA”) (Bankruptcy Case No. 19-BK-5523-LTS) (Last Four Digits of Federal Tax ID: 3801) (Title III case numbers are listed as Bankruptcy Case numbers due to software limitations).

<sup>2</sup> PROMESA has been codified at 48 U.S.C. §§ 2101–2241.

Authority (“AAFAF”), GS Fajardo Solar LLC (“GS Fajardo”), Tradewinds Energy LLC, Tradewinds Energy Barceloneta, and Tradewinds Energy Vega Baja, LLC (together with Tradewinds Energy LLC and Tradewinds Energy Barceloneta, “Tradewinds”), GG Alternative Energy Corp. (“GG”), (collectively, the “Parties”) respectfully state as follows:

1. The Parties will appear telephonically at the September 16, 2020 hearing on the *Omnibus Motion of Puerto Rico Electric Power Authority for Entry of an Order (A) Authorizing PREPA to Reject Certain Power Purchase and Operating Agreements, and (B) Granting Related Relief* [Case No. 17-3283, ECF No. 13579] (the “Motion”) as well as any and all objections, responses, statements, joinders, and replies to the Motion.

2. The following individuals may appear to speak on behalf of the Parties:

- a. Oversight Board: Paul Possinger
- b. Tradewinds: John Arrastia
- c. GS Fajardo: Brian Uelk
- d. GG: Juan A. Santos Barrios

3. The Parties understand the Court has allocated 20 minutes for a hearing on the Motion. The Parties have agreed to allocate such time as follows, listed in the order in which the Parties shall present:

- a. Movants
  - i. 7 minutes
- b. Objecting Parties
  - i. Tradewinds: 1 minute
  - ii. GS Fajardo: 4.5 minutes
  - iii. GG: 4.5 minutes

c. Movants

i. 3 minutes

Dated: September 14, 2020.  
San Juan, Puerto Rico

Respectfully submitted,

/s/ Martin J. Bienenstock

Martin J. Bienenstock

Paul V. Possinger

Ehud Barak

Maja Zerjal

(Admission *pro hac vice*)

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/s/ Hermann D. Bauer

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